

Part of Paper 3

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Date: 9 July 1997

(Signature of person mailing paper or fee)



PATENT

Paper No. 3

File: Kor1-CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor : Charles Kormanik, Jr.  
Serial No. :  
Filed : February 18, 1997  
For : THEMATIC PACKAGING SYSTEM  
Group Art Unit :  
Examiner :

Honorable Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

DECLARATION AND POWER OF ATTORNEY

S I R :

With respect to the above-identified enclosed Patent Application, as a below-named inventor, I hereby declare that:

My residence and post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention in the undersigned's above-identified Patent Application. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a)(b), and (c) which state in part:

(a)...Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section.

The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the

application becomes abandoned... There is no duty to submit information which is not material to the patentability of any existing claim... The Office encourages applicants to carefully examine:...

- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentability defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim;...

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with

anyone to whom there is an obligation to  
assign the application.

I do not know and do not believe the invention was ever known or used in  
the United States of America before my invention thereof, or patented or described in  
any printed publication in any country before my invention thereof or more than one year  
prior to this application and that the same was not in public use or on sale in the United  
States of America more than one year prior to this application.

I hereby appoint the following as my attorney to prosecute this application  
and to transact all business in the Patent and Trademark Office connected therewith:  
Peter K. Trzyna (Reg. No. 32,601).

Address all correspondence to Peter K. Trzyna, P.O. Box 7131,  
Chicago, IL 60680-7131.

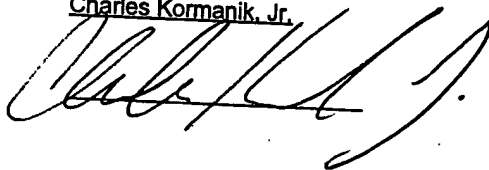
Address all telephone calls to Peter K. Trzyna at telephone number  
(312) 240-0824.

I hereby declare that all statements made herein of my own knowledge  
are true and that all statements made on information and belief are believed to be true;  
and further that these statements were made with knowledge that willful false  
statements and the like so made are punishable by fine or imprisonment, or both, under  
Section 1001 of Title 18 of the United States Code, and that such willful false statement  
may jeopardize the validity of the application or any patent issued thereon.

Inventor's Full Name:

Charles Kormanik, Jr.

Inventor's Signature:



Date:

\_\_\_\_\_

Citizenship:

US

Residence and Post Office Address:

60 Atteridge

City:

Lake Forest

State:

IL 60045



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Date: \_\_\_\_\_

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PATENT

Paper No. 3

File:

*Patent*  
Paper # 7

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor : Charles Kormanik, Jr.  
Serial No. : 08/802,472  
Filed : February 18, 1997  
For : THEMATIC PACKAGING SYSTEM  
Group Art Unit : 3208  
Examiner :

Honorable Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9(f) and 1.27 (b)) - INDEPENDENT INVENTOR**

S I R :

With respect to the above-identified enclosed Patent Application:

**I. IDENTIFICATION OF DECLARANT AND CLAIM OF RIGHTS AS AN  
INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 C.F.R. § 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office.

**II. OWNERSHIP OF INVENTION BY DECLARANT**

I hereby declare that all rights under contract or law remain with me.

**III. ACKNOWLEDGEMENT OF DUTY TO NOTIFY PTO OF STATUS CHANGE**

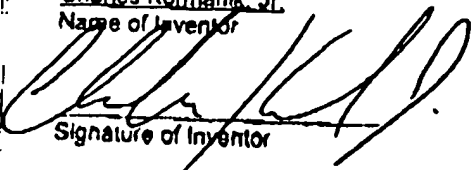
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b))

IV. DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 or Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this Verified Statement is directed.

V. SIGNATURE

Charles Kormanik, Jr.  
Name of Inventor

  
Signature of Inventor

7/9/97  
Date